

IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

|                          |   |                                |
|--------------------------|---|--------------------------------|
| DAVID J. CATANZARO,      | : | Civil Case No. 3:22-CV-01754-  |
|                          | : | JFS-DFB                        |
| Plaintiff                | : | (Judge Joseph F. Saporito Jr.) |
|                          | : | (Referred to Judge Phillip J.  |
| v.                       | : | Caraballo)                     |
|                          | : |                                |
| LYKART TECHNOLOGIES LLC, | : |                                |
| ET AL.,                  | : |                                |
|                          | : |                                |
| Defendants.              | : |                                |
|                          | : |                                |

**NOTICE OF NON-OPPOSITION TO PLAINTIFF’S MOTION  
TO STAY PROCEEDINGS PENDING RULING IN RELATED CASE**

Defendants Apple Inc., Google LLC, YouTube LLC, Microsoft Corporation, Inc., Mozilla Corporation, Poshmark Inc., and Target Corporation (“Non-Opposing Defendants”) respectfully submit this Notice of Non-Opposition to Plaintiff’s Motion to Stay Proceedings Pending Ruling in Related Case.

1. On April 1, 2025, Plaintiff filed a Motion to Stay Proceedings Pending Ruling in a Related Case, Docket No. 89. In this motion, Plaintiff argues that a stay is warranted because another action asserting infringement of the same patent, also pending before the Court, *Catanzaro v. Walmart Stores, Inc.*, No. 3:22-cv-01768 (M.D.Pa.), concerns “overlapping factual and legal issues” such that “outcome of the pending motions may significantly affect the posture and scope of present action.” *Id.*

2. Non-Opposing Defendants disagree that any pending motion in the *Catanzaro v. Walmart* action overlaps or otherwise impacts any issue in this one. The only motions pending in *Catanzaro v. Walmart* are a “Motion for Default Judgement,” No. 3:22-cv-01768, Docket No. 93, a “Motion Requesting the Court to Expedite Ruling on Default Judgment [ECF 93 & 94] against Remaining Default Defendants,” *id.*, Docket No. 114, and a “Motion for Sanctions and Default Judgement.” *id.*, Docket No. 116. Each of these pending motions seeks default judgment or sanctions relating to service of documents relating to parties not in this action. None of these pending motions concerns the merits of Mr. Catanzaro’s allegations against any party to this action. It is thus incorrect that the outcome of any of these motions would have any impact on this action, or that any ruling on those motions would or could conflict with any determination here.

3. Although they disagree with the basis upon which his motion is made, Non-Opposing Defendants nevertheless do not oppose the relief sought by the plaintiff in his Motion to Stay Proceedings Pending Ruling in a Related Case, No. 3:22-cv-01754, Docket No. 89, without waiver of responses to any pleading.

Date: April 9, 2025

Respectfully submitted,

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**CERTIFICATE OF SERVICE**

I hereby certify that on this 9th day of April, 2025, a copy of the foregoing Notice of Non-Opposition To Plaintiff's Motion To Stay Proceedings Pending Ruling In Related Case was served on all counsel of record via ECF and served on plaintiff via email.

/s/ John V. Gorman

John V. Gorman